

*Attachment A*

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

	)	CASE NO.
	)	
Plaintiff,	)	MAGISTRATE JUDGE
	)	WILLIAM H. BAUGHMAN, JR.
v.	)	
	)	
	)	<b>POSITION STATEMENT REGARDING</b>
	)	<b>AGENDA FOR CASE MANAGEMENT</b>
Defendant.	)	<b>CONFERENCE</b>

\_\_\_\_\_ Plaintiff/\_\_\_\_\_ Defendant [party's name]  
pursuant to Federal Rule of Civil Procedure 26(f) and Local Rule 16.3(b)(3), hereby submits the following statement of its position regarding the agenda for the Case Management Conference to be held on \_\_\_\_\_:

1. This case should be assigned to the following track:  

_____ Expedited	_____ Standard	_____ Administrative
_____ Complex	_____ Mass Tort	
  
2. This case \_\_\_\_\_ is/ \_\_\_\_\_ is not suitable for one or more of the following Alternative Dispute Resolution ("ADR") mechanisms:  

_____ Early Neutral Evaluation	_____ Summary Jury Trial
_____ Mediation	_____ Summary Bench Trial
_____ Arbitration	
  
3. The parties \_\_\_\_\_ do/ \_\_\_\_\_ do not consent to the jurisdiction of the United States Magistrate Judge under 28 U.S.C. § 636(c).

4. **Non-Expert Discovery** shall be completed on or before \_\_\_\_\_.  
Discovery shall be conducted according to the guidelines set forth in Local Rule 16.2(a) for cases assigned to the case management track referred to in item no. 1 above. The Court specifically directs the parties to comply with Local Rule 37.1, including the obligation to contact the presiding judicial officer by telephone, before filing any motion under Federal Rule of Civil Procedure 37 seeking aid from the Court in discovery matters.

5. **Expert reports** must be submitted to opposing counsel on or before \_\_\_\_\_, for the party bearing the burden of proof on the issue addressed. Responsive reports are due by \_\_\_\_\_. **Expert Discovery** shall be completed on or before \_\_\_\_\_.

6. **Filing of Discovery Materials.** Unless otherwise ordered by the Court, initial disclosures, discovery depositions, interrogatories, requests for documents, requests for admissions, and answers and responses thereto shall **not** be filed in the Electronic Case Filing System, except that discovery materials may be filed as evidence in support of a motion or for use at trial.

7. The **pleadings shall be amended** and **new parties shall be joined** on or before \_\_\_\_\_.

8. **Dispositive motions** shall be filed on or before \_\_\_\_\_. Motions for summary judgment may be filed at any time authorized under Rule 56, F.R.C.P., but the filing of such motions prior to the completion of discovery relevant to issues raised is discouraged. The requirements of Rule 56, including those under Rules 56(e) and (f), will be strictly applied.

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COUNSEL FOR PLAINTIFF(S)/DEFENDANT(S)